

² *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); see also *Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

1 The decision below is REVERSED, and this case is **REMANDED for an award of benefits**
2 **consistent with the Report and Recommendation [ECF No. 26].**

3 The Clerk of Court is directed to ENTER JUDGMENT accordingly and CLOSE THIS
4 CASE.

5 Dated: March 2, 2020

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8 U.S. District Judge Jennifer A. Dorsey
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